HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.25266 of 2006

Dated:06.12.2006

Between:

Tavva Krishna Murthy and another.

…Petitioners

and

The District Collector and others.

…Respondents

HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.25266 of 2006

ORDER:

The two petitioners are allegedly owners of lands in Survey No.184/5 admeasuring Ac.1.50 cents and Ac.0.96 cents respectively situated at Ananthapalli Village of Nallajarla Mandal in West Godavari District. They stated that they purchased the property from previous owners under registered sale deeds. It is alleged that on 24.11.2006, the third respondent along with staff came to their land and measured the same without giving any intimation. The petitioners allege that the respondents are proposing to allot the petitioners' land as house sites to poor persons without acquiring and without following due process of law.

After hearing the learned Counsel for the petitioners, this Court is not able to accept this Writ Petition. The petitioners allege that on 24.11.2006 the third respondent trespassed into the land and measured the same. Mere measurement of the land does not give any cause of action, nor a reason for apprehension. Even when the land is to be acquired, it is always permissible for the revenue authorities to conduct survey before sending proposals for acquisition. Presumably, this was done. The apprehension is baseless.

The Writ Petition is therefore, dismissed. No costs.

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(V.V.S.RAO, J)

06.12.2006
vs